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November 18, 2005

From: William A. Rudy

Matter No.: 413333

To:	Company:	Fax Number:	Phone Number:
Commissioner For Patent	U.S. Patent Office	(571) 273-8300	
Courtesy Copy to Examiner Michael Chambers	U.S. Patent Office	(571) 273-4407	

Number of Pages Transmitted (including this cover sheet): 6

Message:

Applicant(s): Richard B. Mindlin  
Serial No.: 10/684,609  
Filed: 14 October 2003  
For: Method and Apparatus for  
Golf Instruction

Examiner: Michael S. Chambers  
Group Art No.: 3711  
Confirmation No. 2912  
Docket No. 413333

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NO. 2102 P. 4/6

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PTO/SB/26 (08-03)

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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT**Docket Number (Optional)  
413333

In re Application of: Richard B. Midlin

Application No. 10/684,609

Filed: October 14, 2003

For: Method And Apparatus For Golf Instruction

The owner\*, Richard B. Mindlin of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,743,111. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.



11/17/2005

Signature

Date

William A. Rudy

Typed or printed name

(816) 460-5819

Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.


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Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

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<b>CERTIFICATE OF FACSIMILE TRANSMISSION 37 CFR 1.8</b>			<b>Matter No.</b>
Applicant(s): Richard B. Mindlin			413333
<b>Serial No.</b>	<b>Filing Date</b>	<b>Examiner</b>	<b>Group Art Unit</b>
10/684,609	October 14, 2003	Michael S. Chambers	3711
<b>Invention</b> <b>Method And Apparatus For Golf Instructions</b>			
<p>I hereby certify that the following: Facsimile Cover Sheet (1 page); Transmittal Form (1 page); Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent (1 page); Fee Transmittal For FY 2005 (1 page in duplicate); authorization to charge Deposit Account No. 12-0600 in the amount of \$65.00 for the terminal disclaimer; authorization to charge additional fees that may be required, or credit any overpayment, to Deposit Account No. 12-0600; are being sent via facsimile transmission to c/o the Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 18th day of November, 2005.</p>			
<div style="text-align: right;">Janet Ridpath <small>Name of Transmitter</small></div>			
<div style="text-align: right;"> <small>Signature of Transmitter</small></div>			
<div style="text-align: right;">(571) 273-8300 <small>Facsimile No.</small></div>			

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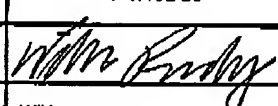
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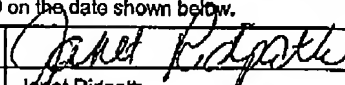
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/884,609
	Filing Date	October 14, 2003
	First Named Inventor	Richard B. Mindlin
	Art Unit	3711
	Examiner Name	Michael S. Chambers
Total Number of Pages in This Submission	Attorney Docket Number	413333

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Certificate of Facsimile Facsimile Cover Sheet
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	LATHROP & GAGE LC		
Signature			
Printed Name	William A. Rudy		
Date	November 18, 2005	Reg. No.	34,916

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Signature			
Typed or printed name	Janet Ridpath	Date	November 18, 2005

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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).		Complete if Known	
<b>FEE TRANSMITTAL for FY 2005</b>		Application Number	10/884,809
		Filing Date	October 14, 2003
		First Named Inventor	Richard B. Mindlin
		Examiner Name	Michael S. Chambers
		Art Unit	3711
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Attorney Docket No.	413333
TOTAL AMOUNT OF PAYMENT (\$)		65.00	

**METHOD OF PAYMENT (check all that apply)**

- ☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify) : \_\_\_\_\_
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- Under 37 CFR 1.16 and 1.17

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**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

**2. EXCESS CLAIM FEES**

Fee Description	Small Entity Fee (\$)	Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
_____ -20 or HP= _____ x _____ = _____		
HP = highest number of total claims paid for, if greater than 20.		
<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
_____ - 3 or HP= _____ x _____ = _____		
HP = highest number of independent claims paid for, if greater than 3.		

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____				

**4. OTHER FEE(S)**

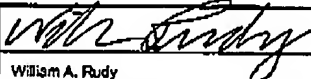
Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Terminal Disclaimer

Fees Paid (\$)

\$65

**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent)	34,916	Telephone	(816) 460-5919
Name (Print/Type)	William A. Rudy	Date	November 18, 2005		

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